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PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re application of: **MOTOYUKI FUJIMORI**

Serial No.: 09/912,070

Group No.: 2851

Filed: July 24, 2001

Examiner : Andrew T. Sever

Attorney Docket No.: U 014541-0

Assistant Commissioner for Patents
Washington, D.C. 20231RECEIVED
MAY - 9 2003
TECHNOLOGY CENTER 2800**REQUEST TO WITHDRAW ABANDONMENT OF THE APPLICATION**

In an Official Communication mailed April 23, 2003 the Examiner has enclosed a Notice of Abandonment for failure to supplying "proper" drawing corrections. It is requested that the abandonment be withdrawn for two reasons:

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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Express Mail certification is optional.)

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37 C.F.R. 1.8(a)

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37 C.F.R. 1.10*

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- ☐ transmitted by facsimile to the Patent and Trademark Office.

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Date: May 2, 2003JULIAN H. COHEN

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

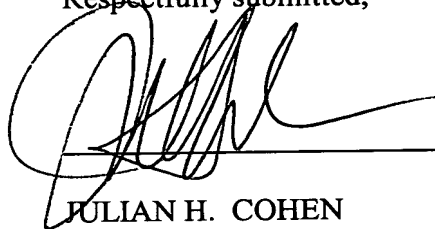
- (1) The term for response to the Official Action of December 5, 2002 has not expired (its expiration date is June 5, 2003). Accordingly submission herewith of "proper" corrected formal drawings is within the term set in the last Official Action and completes the response thereto.
- (2) In the last Amendment filed in response to the Official Action clarification was requested as regards submission of "proper" Drawing Corrections. If the Examiner had called for corrected formal Drawings instead of using the same stock phrase as in the first Action with replacement of the word "proposed" by "proper" the requirement would have been clear. The indefiniteness in the drawing requirement appears due to the failure of the Examiner to comply with Section 60802(p) where it is stated that when the proposed Drawings Corrections are approved, form paragraph 6.39 and one or more of paragraphs 6.40 or 6.41 or 6.44 must follow. Had this been done it would have been clear that new corrected formal drawings were required with the approved changes incorporated therein.

It is therefore respectfully submitted that the Examiner has not clearly apprised the Applicant of the necessary Action to be taken with respect to the drawings.

Accordingly, withdrawal of the Abandonment without payment of any fees on the part of the applicant, is requested.

However, if any additional extension and/or fee is required please charge Account
Number 12-0425 and consider this as a petition therefor.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Julian H. Cohen', is written over a horizontal line.

JULIAN H. COHEN
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26 WEST 61ST STREET
NEW YORK, NEW YORK 10023
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Practitioner's Docket No. U 013566-9

PATENT

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In re application of: **MOTOYUKI FUJIMORI**

Serial No.: 09/912,070

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Filed: JULY 24, 2001

Examiner: ANDREW T. SEVER

For: PROJECTOR

Assistant Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

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**TRANSMITTAL OF FORMAL DRAWING(S)
PRIOR TO NOTICE OF ALLOWANCE**

Attached please find the corrected formal drawings for this application for Figs. 2, 3 and 12..

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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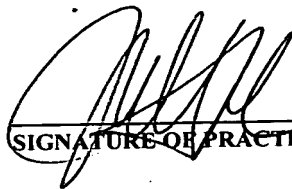
Date: May 2, 2003

JULIAN H. COHEN

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WARNING: "Facsimile transmissions are not permitted and if submitted will not be accorded a date of receipt" for "(4) Drawings submitted under §§ 1.81, 1.83 through 1.85, 1.152, 1.165, 1.174, 1.437...." 37 C.F.R. 1.6(d)(4).


SIGNATURE OF PRACTITIONER

Reg. No. 20,302

JULIAN H. COHEN
(type or print name of practitioner)

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